

## **TIVERTON TOWN COUNCIL**

### **Regular Meeting: Monday, November 23, 2009 at 7:00 p.m.**

**NOTE:** Individuals requesting interpreter services for the hearing impaired must contact the Town Clerk's Office at 343 Highland Road or call (401) 625-6704 seventy-two (72) hours in advance of the meeting date.

**DATE POSTED: 11-19-09**

**1. PLEDGE OF ALLEGIANCE TO THE FLAG**

**2. ROLL CALL**

**Donald Bollin-President**

**JoAnne Arruda-Vice President**

**Hannibal Costa**

**Louise Durfee**

**Jay Lambert**

**Cecil E. Leonard**

**Edward Roderick**

**3. APPROVAL OF CONSENT AGENDA**

All items listed with a (CA) are to be considered routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a member of the Council, or a member of the public so requests, in which event the item will be removed from Consent Agenda (CA) consideration and considered in its normal sequence on the agenda.

**4. A. BUSINESS BROUGHT BEFORE THE COUNCIL**

**CONSENT AGENDA:**

**(C.A.) 1. a.** Approval of Minutes from November 9, 2009 Regular Council Meeting  
Councilor Durfee abstained, absent

**b.** Approval of Executive Session Minutes from November 9, 2009  
Councilor Durfee abstained, absent

**(C.A.) 2.** Receipt of Minutes from the Following Boards, Commissions

**a.** School Committee (6)

**b.** Zoning Board of Review

**c.** Pocasset Hill Cemetery Commission

**d.** Recycling/Landfill Committee (2)

**e.** Open Space Commission (2)

**f.** Historical Cemetery Commission

**g.** Recreation Commission

**h.** Conservation Commission

**i.** Prevention Coalition

**(C.A.) 3.** Correspondence – Receive and File

**a.** Received From Town of Glocester Regarding Opposition to House and Senate Bill Reducing RI Housing Foreclosure Period

**b.** Received From John and Teresa Cordeiro Expressing Appreciation to Council for Support of Megan L. Cordeiro Memorial Foundation “Miles for Megan Event”

**c.** Received From Dept of Business Regulation Regarding Liquor Control – Referred to Town Solicitor

**d.** Received From Town of Little Compton – Proposed Amendments to the Little Compton Town Code – Zoning Ordinances and Subdivision Regulations and Comprehensive Plan – Referred to Town Planner

**(C.A.) 4.** Approval of Joint Petition to Place New Verizon New England and Narragansett Electric Joint Pole on Lake Road – Response from DPW Director S. Berlucchi

**(C.A.) 5.** Approval of Tax Assessor Abatements

(C.A.) 6. Receipt of Town Treasurer's Budget and Revenue Reports for October 2009

**B- BOARD OF LICENSING COMMISSIONERS**  
**PUBLIC HEARINGS – ADVERTISED**

1. Town Clerk – Annual Renewal of Auto Junkyard and Second Hand Dealer Licenses Dec 1, 2009 to Nov 30, 2010– Subject to Meeting All Legal Requirements – See Attached List
2. Town Clerk – Annual Renewal of Liquor Licenses Dec 1, 2009 to Nov 30, 2010 Subject to Meeting All Legal Requirements – Attached List
  - a. Removal of Dutra Inc. d/b/a Christopher's 221 Main Road
  - b. Removal of Bay Street Properties, Inc. d/b/a Sea Breeze Restaurant,

**B - BOARD OF LICENSING COMMISSIONERS (Non-Advertised)**

3. Town Clerk – Annual Renewal of Licenses Dec 1, 2009 to Nov 30, 2010– Subject to Meeting All Legal Requirements – Lists of Businesses Attached
  - a. Manufactured Home Elderly Community License – Planning Board and Building/Zoning Official Recommendations –Correspondence Received
  - b. Mobile Home Park Licenses
  - c. Petroleum Storage Licenses
  - d. Street Excavators Licenses
  - e. Tobacco Dealers and Cigarette Vending Machine Licenses
  - f. Victualling Licenses
  - g. Holiday Business Licenses
  - h. Route 177 Flea Market License
  - i. Entertainment Licenses
4. New License - Fuel Circle d/b/a Seaside Gas and Convenience, 1837 Main Road – Request Approval of Victualling License – Subject to Meeting All Legal Requirements
5. New License - Pro Construction Co,LLC, 1032 American Legion Highway, Westport, MA – Request Approval of Street Excavator's License – Subject to Meeting All Legal Requirements

**C - APPOINTMENTS & RESIGNATIONS:**

1. Municipal Court Judge – Charter Section 805 – November 2009 to November 2011
  - a. G. Scott Nebergall Request Reappointment

**D – BIDS AND REQUESTS FOR PROPOSALS**

## **E –PUBLIC HEARING –ADVERTISED**

1. C. Spencer, Town Planner – Advertised Public Hearing - Zoning Changes to the General Commercial Zone

## **F – FINANCIAL BUSINESS:**

## **G - UNFINISHED BUSINESS:**

## **H - NEW BUSINESS:**

1. November 30<sup>th</sup> Workshop Agenda
  - a. Use and Disposition of Nonquit and Old Ranger Schools
  - b. Request by Gerald Felise to be on Workshop Agenda
2. Town Clerk – December 28<sup>th</sup> Meeting – Request Advertisement for Public Hearing on Amendment Regarding Quarry Licensing

## **I - TOWN ADMINISTRATOR ANNOUNCEMENTS, COMMENTS AND QUESTIONS**

1. Request Council Approval Authorizing Letter to Director of RIDOT Regarding Old Stone Bridge Abutment

## **J – COUNCIL ANNOUNCEMENTS, COMMENTS AND QUESTIONS**

## **K – TOWN SOLICITOR – ANNOUNCEMENTS, COMMENTS AND QUESTIONS**

## **5. CLOSED EXECUTIVE SESSION**

1. Town Council – 42-46-5(a)(1)-Personnel – Town Administrator – Notice Sent
2. Town Administrator – 42-46-5(a)(2) - Collective Bargaining-Teamsters, IAFF& IBPO
3. Town Solicitor - Litigation – 42-46-5(a) (2)

A portion of this meeting may be held in executive session pursuant to the Open Meeting Law, Section 42-46-5(a) of the General Laws of Rhode Island, 1956 (1986 Reenactment), as amended.

6. **ADJOURNMENT** Pursuant to RIGL §42-46-6(b). Notice – “Nothing contained herein shall prevent a public body, other than a school committee, from adding additional items to the agenda by majority vote of the members. Such additional items shall be for informational purposes only and may not be voted on except where necessary to address an unexpected occurrence that requires immediate action to protect the public or to refer the matter to an appropriate committee or to another body or official.”

